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Dated: July 26, 2002

By 
Karyn F. Massie

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Patent Application of)	
KELLY, et al.)	Group Art Unit: 1625
)	Examiner: Amelia A. Owens
Application No. 09/585,157)	Batch No. 4758
)	Date Allowed: March 12, 2002
Filed: June 1, 2000)	Issue Fee Paid: June 11, 2002

For: ANTIFUNGAL AND ANTIMYCOBACTERIAL BASILISKAMIDES

* * *

July 24, 2002

**PETITION FOR WITHDRAWAL FROM ISSUE
UNDER 37 C.F.R. § 1.313(c)(3) AND CPA REQUEST**

Box: Director, Office of Patent Publication
Assistant Commissioner of Patents
Washington, D.C. 20231

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AUG 05 2002

Dear Sir:

OFFICE OF PETITIONS

Pursuant to 37 C.F.R. § 1.313(c)(3), Applicants hereby petition for the above-captioned application to be withdrawn from issue (subsequent to payment of the issue fee) and abandoned in favor of a continued prosecution application (CPA) under 37 C.F.R. § 1.53(b)(1) filed on June 12, 2002.

Payment of the issue fee was unintentional and this request for withdrawal is without deceptive intent. Therefore, it is respectfully requested that this application be withdrawn from issue to permit Applicants to continue prosecution of the application.

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In re KELLY, *et al.* -- Application No. 09/585,157

As set forth above, a Request for a Continued Prosecution Application was filed on June 12, 2002 along with payment of the requisite fees. If any additional fee necessary for the determination of this Petition and entry of the CPA is missing or deficient, the Patent Office is hereby authorized to charge our Deposit Account No. 03-3975, under Order No. 007779/0260755, for which purposes this Petition has been submitted in duplicate.

Respectfully submitted,

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